

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

ROBERT FIREMAN and ANN RAIDER,

Plaintiffs,

v.

Civil Action No. 05-11740-MLW

NEWS AMERICA MARKETING IN-STORE,  
INC.,

Defendant.

**DEFENDANT'S UNOPPOSED MOTION FOR LEAVE  
TO FILE MEMORANDUM IN EXCESS OF 20 PAGES**

Pursuant to Local Rule 7.1 (B) (4), Defendant News America Marketing In-Store, Inc. ("NAM") moves for leave to file an approximately 30 page memorandum in opposition to Plaintiffs' Motion to Compel Responses to Discovery Requests (the "Motion").

As grounds for the motion, NAM states that the Motion raises complex questions concerning the scope of e-discovery. More than 20 pages are needed to discuss fully the complicated factual and legal issues attendant to the relief sought by the Motion: namely, that NAM restore and search over 5 years of company-wide *backup* tapes, consisting of over 5,000 actual tapes, at a projected cost of over \$13 million.

NEWS AMERICA MARKETING IN-  
STORE, INC.

By its attorneys,

/s/ Gordon P. Katz  
Gordon P. Katz (BBO# 261080)  
Ieuau G. Mahony (BBO# 552349)  
Benjamin M. McGovern (BBO# 661611)  
HOLLAND & KNIGHT LLP  
10 St. James Avenue  
Boston, MA 02116  
(617) 523-2700

Dated: June 4, 2007  
Boston, Massachusetts

**CERTIFICATE PURSUANT TO LOCAL RULES 7.1**

I, Gordon P. Katz, hereby certify pursuant to Rule 7.1 of the Local Rules of the United States District Court for the District of Massachusetts that I discussed on June 4, 2007, the within Motion with Kevin Peters, counsel for Robert Fireman and Ann Raider, and he stated that he did not oppose the Motion's allowance.

/s/ Gordon P. Katz  
Gordon P. Katz

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on this 4<sup>th</sup> day of June, 2007.

/s/ Gordon P. Katz  
Gordon P. Katz

# 4583471\_v1